

**BEFORE THE
MEDICAL BOARD OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA**

In the Matter of the Accusation Against:

Kevin Eugene Grant, M.D.

**Physician's and Surgeon's
Certificate No. G 45700**

Respondent.

Case No. 800-2021-077224

DECISION

The attached Stipulated Surrender of License and Order is hereby adopted as the Decision and Order of the Medical Board of California, Department of Consumer Affairs, State of California.

This Decision shall become effective at 5:00 p.m. on April 21, 2023.

IT IS SO ORDERED April 14, 2023.

MEDICAL BOARD OF CALIFORNIA


Reji Varghese
Interim Executive Director

1 ROB BONTA
Attorney General of California
2 STEVE DIEHL
Supervising Deputy Attorney General
3 JOHN S. GATSCHET
Deputy Attorney General
4 California Department of Justice
State Bar No. 244388
5 1300 I Street, Suite 125
P.O. Box 944255
6 Sacramento, CA 94244-2550
Telephone: (916) 210-7546
7 Facsimile: (916) 327-2247

8 *Attorneys for Complainant*

9
10 **BEFORE THE**
11 **MEDICAL BOARD OF CALIFORNIA**
12 **DEPARTMENT OF CONSUMER AFFAIRS**
13 **STATE OF CALIFORNIA**

14 In the Matter of the Accusation Against:

15 **KEVIN EUGENE GRANT, M.D.**
1004 River Rock Dr. # 131
Folsom, CA 95630

16 Physician's and Surgeon's Certificate No. G
17 45700

18 Respondent.

Case No. 800-2021-077224

OAH No. 2022030793

**STIPULATED SURRENDER OF
LICENSE AND ORDER**

19
20 **IT IS HEREBY STIPULATED AND AGREED** by and between the parties to the above-
21 entitled proceedings that the following matters are true:

22 **PARTIES**

23 1. William Prasifka ("Complainant") is the Executive Director of the Medical Board of
24 California ("Board"). He brought this action solely in his official capacity and is represented in
25 this matter by Rob Bonta, Attorney General of the State of California, by John S. Gatschet,
26 Deputy Attorney General.

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2. Kevin Eugene Grant, M.D. ("Respondent") is represented in this proceeding by attorney Ian A. Scharg, Esq. whose address is:

Schuering, Zimmerman & Doyle, LLP
400 University Avenue
Sacramento, CA 95825-6502.

3. On or about July 30, 1981, the Board issued Physician's and Surgeon's Certificate No. G 45700 to Respondent. That Certificate was in full force and effect at all times relevant to the charges brought in Accusation No. 800-2021-077224. On September 30, 2022, Respondent applied for a Waiver of Renewal Fee as part of the Voluntary Service Physician Application. Respondent's license was renewed with the fee exemption for voluntary service and will expire on September 30, 2024, unless renewed.

JURISDICTION

4. Accusation No. 800-2021-077224 was filed before the Board, and is currently pending against Respondent. The Accusation and all other statutorily required documents were properly served on Respondent on January 24, 2022. Respondent timely filed his Notice of Defense contesting the Accusation. A copy of Accusation No. 800-2021-077224 is attached as Exhibit A and incorporated by reference.

ADVISEMENT AND WAIVERS

5. Respondent has carefully read, fully discussed with counsel, and understands the charges and allegations in Accusation No. 800-2021-077224. Respondent also has carefully read, fully discussed with counsel, and understands the effects of this Stipulated Surrender of License and Order.

6. Respondent is fully aware of his legal rights in this matter, including the right to a hearing on the charges and allegations in the Accusation; the right to confront and cross-examine the witnesses against him; the right to present evidence and to testify on his own behalf; the right to the issuance of subpoenas to compel the attendance of witnesses and the production of documents; the right to reconsideration and court review of an adverse decision; and all other rights accorded by the California Administrative Procedure Act and other applicable laws.

7. Respondent voluntarily, knowingly, and intelligently waives and gives up each and every right set forth above.

CULPABILITY

8. Respondent understands that the charges and allegations in Accusation No. 800-2021-077224, if proven at a hearing, constitute cause for imposing discipline upon his Physician's and Surgeon's Certificate.

9. For the purpose of resolving the Accusation without the expense and uncertainty of further proceedings, Respondent agrees that, at a hearing, Complainant could establish a *prima facie* basis for the charges in the Accusation and that those charges constitute cause for discipline. Respondent hereby gives up his right to contest that cause for discipline exists based on those charges.

10. Respondent understands that by signing this stipulation he enables the Board to issue an order accepting the surrender of his Physician's and Surgeon's Certificate without further process.

RESERVATION

11. The admissions made by Respondent herein are only for the purposes of this proceeding, or any other proceedings in which the Medical Board of California or other professional licensing agency is involved, and shall not be admissible in any other criminal or civil proceeding.

CONTINGENCY

12. Business and Professions Code section 2224, subdivision (b), provides, in pertinent part, that the Medical Board “shall delegate to its executive director the authority to adopt a ... stipulation for surrender of a license.”

13. Respondent understands that, by signing this stipulation, he enables the Executive Director of the Board to issue an order, on behalf of the Board, accepting the surrender of his Physician's and Surgeon's Certificate No. G 45700 without further notice to, or opportunity to be heard by, Respondent.

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1 14. This Stipulated Surrender of License and Disciplinary Order shall be subject to the
2 approval of the Executive Director on behalf of the Board. The parties agree that this Stipulated
3 Surrender of License and Disciplinary Order shall be submitted to the Executive Director for his
4 consideration in the above-entitled matter and, further, that the Executive Director shall have a
5 reasonable period of time in which to consider and act on this Stipulated Surrender of License and
6 Disciplinary Order after receiving it. By signing this stipulation, Respondent fully understands
7 and agrees that he may not withdraw his agreement or seek to rescind this stipulation prior to the
8 time the Executive Director, on behalf of the Medical Board, considers and acts upon it.

9 15. The parties agree that this Stipulated Surrender of License and Disciplinary Order
10 shall be null and void and not binding upon the parties unless approved and adopted by the
11 Executive Director on behalf of the Board, except for this paragraph, which shall remain in full
12 force and effect. Respondent fully understands and agrees that in deciding whether or not to
13 approve and adopt this Stipulated Surrender of License and Disciplinary Order, the Executive
14 Director and/or the Board may receive oral and written communications from its staff and/or the
15 Attorney General's Office. Communications pursuant to this paragraph shall not disqualify the
16 Executive Director, the Board, any member thereof, and/or any other person from future
17 participation in this or any other matter affecting or involving Respondent. In the event that the
18 Executive Director on behalf of the Board does not, in his discretion, approve and adopt this
19 Stipulated Surrender of License and Disciplinary Order, with the exception of this paragraph, it
20 shall not become effective, shall be of no evidentiary value whatsoever, and shall not be relied
21 upon or introduced in any disciplinary action by either party hereto. Respondent further agrees
22 that should this Stipulated Surrender of License and Disciplinary Order be rejected for any reason
23 by the Executive Director on behalf of the Board, Respondent will assert no claim that the
24 Executive Director, the Board, or any member thereof, was prejudiced by its/his/her review,
25 discussion and/or consideration of this Stipulated Surrender of License and Disciplinary Order or
26 of any matter or matters related hereto.

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1 **ADDITIONAL PROVISIONS**

2 16. This Stipulated Surrender of License and Disciplinary Order is intended by the parties
3 herein to be an integrated writing representing the complete, final and exclusive embodiment of
4 the agreements of the parties in the above-entitled matter.

5 17. The parties agree that copies of this Stipulated Surrender of License and Disciplinary
6 Order, including copies of the signatures of the parties, may be used in lieu of original documents
7 and signatures and, further, that such copies shall have the same force and effect as originals.

8 18. In consideration of the foregoing admissions and stipulations, the parties agree the
9 Executive Director of the Board may, without further notice to or opportunity to be heard by
10 Respondent, issue and enter the following Disciplinary Order on behalf of the Board:

11 **ORDER**

12 **IT IS HEREBY ORDERED** that Physician's and Surgeon's Certificate No. G 45700,
13 issued to Respondent Kevin Eugene Grant, M.D., is surrendered and accepted by the Board.

14 1. The surrender of Respondent's Physician's and Surgeon's Certificate and the
15 acceptance of the surrendered license by the Board shall constitute the imposition of discipline
16 against Respondent. This stipulation constitutes a record of the discipline and shall become a part
17 of Respondent's license history with the Board.

18 2. Respondent shall lose all rights and privileges as a physician and surgeon in
19 California as of the effective date of the Board's Decision and Order.

20 3. Respondent shall cause to be delivered to the Board his pocket license and, if one was
21 issued, his wall certificate on or before the effective date of the Decision and Order.

22 4. If Respondent ever files an application for licensure or a petition for reinstatement in
23 the State of California, the Board shall treat it as a petition for reinstatement. Respondent must
24 comply with all the laws, regulations and procedures for reinstatement of a revoked or
25 surrendered license in effect at the time the petition is filed, and all of the charges and allegations
26 contained in Accusation No. 800-2021-077224 shall be deemed to be true, correct and admitted
27 by Respondent when the Board determines whether to grant or deny the petition.

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1 5. Respondent shall pay the agency its costs of investigation and enforcement in the
2 amount of **\$6,000.00** prior to issuance of a new or reinstated license.

3 6. If Respondent should ever apply or reapply for a new license or certification, or
4 petition for reinstatement of a license, by any other health care licensing agency in the State of
5 California, all of the charges and allegations contained in Accusation, No. 800-2021-077224 shall
6 be deemed to be true, correct, and admitted by Respondent for the purpose of any Statement of
7 Issues or any other proceeding seeking to deny or restrict licensure.

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1 ACCEPTANCE

2 I have carefully read the above Stipulated Surrender of License and Order and have fully
3 discussed it with my attorney, Ian A. Scharg, Esq. I understand the stipulation and the effect it
4 will have on my Physician's and Surgeon's Certificate. I enter into this Stipulated Surrender of
5 License and Order voluntarily, knowingly, and intelligently, and agree to be bound by the
6 Decision and Order of the Medical Board of California.

7
8 DATED: 11/14/22 

9 KEVIN EUGENE GRANT, M.D.
Respondent

10 I have read and fully discussed with Respondent Kevin Eugene Grant, M.D. the terms and
11 conditions and other matters contained in this Stipulated Surrender of License and Order. I
12 approve its form and content.

13 DATED: _____

14 IAN A. SCHARG
Attorney for Respondent

15
16 ENDORSEMENT

17 The foregoing Stipulated Surrender of License and Order is hereby respectfully submitted
18 for consideration by the Medical Board of California of the Department of Consumer Affairs.

19 DATED: _____

Respectfully submitted,

20 ROB BONTA
Attorney General of California
21 STEVE DIEHL
Supervising Deputy Attorney General
22

23
24 JOHN S. GATSCHET
Deputy Attorney General
Attorneys for Complainant
25
26

1 ACCEPTANCE

2 I have carefully read the above Stipulated Surrender of License and Order and have fully
3 discussed it with my attorney, Ian A. Scharg, Esq. I understand the stipulation and the effect it
4 will have on my Physician's and Surgeon's Certificate. I enter into this Stipulated Surrender of
5 License and Order voluntarily, knowingly, and intelligently, and agree to be bound by the
6 Decision and Order of the Medical Board of California.

7
8 DATED: _____

9 KEVIN EUGENE GRANT, M.D.
Respondent

10 I have read and fully discussed with Respondent Kevin Eugene Grant, M.D. the terms and
11 conditions and other matters contained in this Stipulated Surrender of License and Order. I
12 approve its form and content.

13 DATED: 11/16/2022

14 Ian A. Scharg
IAN A. SCHARG
Attorney for Respondent

15
16 ENDORSEMENT

17 The foregoing Stipulated Surrender of License and Order is hereby respectfully submitted
18 for consideration by the Medical Board of California of the Department of Consumer Affairs.

19 DATED: _____

Respectfully submitted,

20 ROB BONTA
Attorney General of California
21 STEVE DIEHL
Supervising Deputy Attorney General

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23
24 JOHN S. GATSCHE
Deputy Attorney General
25 Attorneys for Complainant

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DATED: _____

_____ KEVIN EUGENE GRANT, M.D.
Respondent

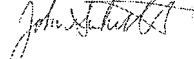
DATED: _____

IAN A. SCHARG
Attorney for Respondent

The foregoing Stipulated Surrender of License and Order is hereby respectfully submitted for consideration by the Medical Board of California of the Department of Consumer Affairs.

Respectfully submitted,

ROB BONTA
Attorney General of California
STEVE DIEHL
Supervising Deputy Attorney General



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Exhibit A

Accusation No. 800-2021-077224

1 ROB BONTA
Attorney General of California
2 STEVEN D. MUNI
Supervising Deputy Attorney General
3 JOHN S. GATSCHET
Deputy Attorney General
4 State Bar No. 244388
California Department of Justice
5 1300 I Street, Suite 125
P.O. Box 944255
6 Sacramento, CA 94244-2550
Telephone: (916) 210-7546
7 Facsimile: (916) 327-2247

8 *Attorneys for Complainant*

10 **BEFORE THE**
11 **MEDICAL BOARD OF CALIFORNIA**
12 **DEPARTMENT OF CONSUMER AFFAIRS**
13 **STATE OF CALIFORNIA**

14 In the Matter of the Accusation Against:

Case No. 800-2021-077224

15 **KEVIN EUGENE GRANT, M.D.,**
16 **1004 River Rock Dr. # 131**
Folsom, CA 95630

A C C U S A T I O N

17 **Physician's and Surgeon's Certificate**
18 **No. G 45700,**

Respondent.

21 **PARTIES**

22 1. William Prasifka ("Complainant") brings this Accusation solely in his official
23 capacity as the Executive Director of the Medical Board of California, Department of Consumer
24 Affairs ("Board").

25 2. On or about July 30, 1981, the Board issued Physician's and Surgeon's Certificate
26 Number G 45700 to Kevin Eugene Grant, M.D. ("Respondent"). That certificate was in full force
27 and effect at all times relevant to the charges brought herein and will expire on September 30,
28 2022, unless renewed.

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4. Section 2220 of the Code states, in pertinent part:

(c) Investigating the nature and causes of injuries from cases which shall be reported of a high number of judgments, settlements, or arbitration awards against a physician and surgeon.

(1) An initial negligent diagnosis followed by an act or omission medically

1 appropriate for that negligent diagnosis of the patient shall constitute a single
2 negligent act.

3 (2) When the standard of care requires a change in the diagnosis, act, or
4 omission that constitutes the negligent act described in paragraph (1), including, but
5 not limited to, a reevaluation of the diagnosis or a change in treatment, and the
6 licensee's conduct departs from the applicable standard of care, each departure
7 constitutes a separate and distinct breach of the standard of care.

8 ...

9 6. Section 2266 of the Code states, in pertinent part:

10 The failure of a physician and surgeon to maintain adequate and accurate records
11 relating to the provision of services to their patients constitutes unprofessional conduct.

12 STATUTORY PROVISIONS (IMMUNIZATION)

13 7. Healthy and Safety Code section 120325¹ provides in pertinent part:

14 In enacting this chapter, but excluding Section 120380, and in enacting Sections
15 120400, 120405, 120410, and 120415, it is the intent of the Legislature to provide:

16 (a) A means for the eventual achievement of total immunization of appropriate age
17 groups against the following childhood diseases:

- 18 (1) Diphtheria.
- 19 (2) Hepatitis B.
- 20 (3) Haemophilus influenzae type b.
- 21 (4) Measles.
- 22 (5) Mumps.
- 23 (6) Pertussis (whooping cough).
- 24 (7) Poliomyelitis.
- 25 (8) Rubella.
- 26 (9) Tetanus.
- 27 (10) Varicella (chickenpox).

28 (11) Any other disease deemed appropriate by the department, taking into
consideration the recommendations of the Advisory Committee on Immunization Practices
of the United States Department of Health and Human Services, the American Academy of
Pediatrics, and the American Academy of Family Physicians.

(b) That the persons required to be immunized be allowed to obtain immunizations
from whatever medical source they so desire, subject only to the condition that the
immunization be performed in accordance with the regulations of the department and that a
record of the immunization is made in accordance with the regulations.

(c) Exemptions from immunization for medical reasons.

¹ Effective January 1, 2016. Amended by 2015 Cal.Legis.Serv.Ch. 35 (S.B. 277)(WEST).

1 (d) For the keeping of adequate records of immunization so that health departments,
2 schools, and other institutions, parents or guardians, and the persons immunized will be
3 able to ascertain that a child is fully or only partially immunized, and so that appropriate
4 public agencies will be able to ascertain the immunization needs of groups of children in
5 schools or other institutions.

6 (e) Incentives to public health authorities to design innovative and creative programs
7 that will promote and achieve full and timely immunization of children.

8 8. Health and Safety Code section 120370² provides, in pertinent part:

9 (a) If the parent or guardian files with the governing authority a written statement by
10 a licensed physician to the effect that the physical condition of the child is such, or medical
11 circumstances relating to the child are such, that immunization is not considered safe,
12 indicating the specific nature and probable duration of the medical condition or
13 circumstances, including, but not limited to, family medical history, for which the physician
14 does not recommend immunization, that child shall be exempt from the requirements of
15 Chapter 1 (commencing with Section 120325, but excluding Section 120380) and Sections
16 120400, 120405, 120410, and 120415 to the extent indicated by the physician's statement.

17 (b) If there is good cause to believe that a child has been exposed to a disease listed in
18 subdivision (b) of Section 120335 and his or her documentary proof of immunization status
19 does not show proof of immunization against that disease, that child may be temporarily
20 excluded from the school or institution until the local health officer is satisfied that the child
21 is no longer at risk of developing or transmitting the disease.

22 COST RECOVERY

23 9. Section 125.3³ of the Code states:

24 (a) Except as otherwise provided by law, in any order issued in resolution of a
25 disciplinary proceeding before any board within the department or before the Osteopathic
26 Medical Board, upon request of the entity bringing the proceeding, the administrative law
27 judge may direct a licensee found to have committed a violation or violations of the
28 licensing act to pay a sum not to exceed the reasonable costs of the investigation and
enforcement of the case.

(b) In the case of a disciplined licensee that is a corporation or a partnership, the order
may be made against the licensed corporate entity or licensed partnership.

(c) A certified copy of the actual costs, or a good faith estimate of costs where actual
costs are not available, signed by the entity bringing the proceeding or its designated
representative shall be prima facie evidence of reasonable costs of investigation and

² Effective January 1, 2016, to December 31, 2019.

³ Effective January 1, 2022. As amended by 2021 Cal.Legs.Serv.Ch. 649 (S.B. 806)(WEST), the Board will be seeking costs of investigation and enforcement incurred after January 1, 2022, to comply with the legislature's intent that investigative and enforcement costs be imposed in Medical Board disciplinary matters.

1 prosecution of the case. The costs shall include the amount of investigative and
2 enforcement costs up to the date of the hearing, including, but not limited to, charges
3 imposed by the Attorney General.

4 (d) The administrative law judge shall make a proposed finding of the amount of
5 reasonable costs of investigation and prosecution of the case when requested pursuant to
6 subdivision (a). The finding of the administrative law judge with regard to costs shall not be
7 reviewable by the board to increase the cost award. The board may reduce or eliminate the
8 cost award, or remand to the administrative law judge if the proposed decision fails to make
9 a finding on costs requested pursuant to subdivision (a).

10 (e) If an order for recovery of costs is made and timely payment is not made as
11 directed in the board's decision, the board may enforce the order for repayment in any
12 appropriate court. This right of enforcement shall be in addition to any other rights the
13 board may have as to any licensee to pay costs.

14 (f) In any action for recovery of costs, proof of the board's decision shall be
15 conclusive proof of the validity of the order of payment and the terms for payment.

16 (g)(1) Except as provided in paragraph (2), the board shall not renew or reinstate the
17 license of any licensee who has failed to pay all of the costs ordered under this section.

18 (2) Notwithstanding paragraph (1), the board may, in its discretion, conditionally
19 renew or reinstate for a maximum of one year the license of any licensee who demonstrates
20 financial hardship and who enters into a formal agreement with the board to reimburse the
21 board within that one-year period for the unpaid costs.

22 (h) All costs recovered under this section shall be considered a reimbursement for
23 costs incurred and shall be deposited in the fund of the board recovering the costs to be
24 available upon appropriation by the Legislature.

25 (i) Nothing in this section shall preclude a board from including the recovery of the
26 costs of investigation and enforcement of a case in any stipulated settlement.

27 (j) This section does not apply to any board if a specific statutory provision in that
28 board's licensing act provides for recovery of costs in an administrative disciplinary
proceeding.

FACTUAL ALLEGATIONS

10. At all relevant times, Respondent was a physician and surgeon with a specialization
in pediatric care at his office in Folsom, California.

11. In 2015, the California Legislature amended Health and Safety Code section 120325
to eliminate personal beliefs as a basis for exemption from required immunizations for school-
aged children. Consequently, school-aged children not subject to any other exception were

1 required to have immunizations for 10 vaccine-preventable childhood illnesses as a condition of
2 public school attendance.

3 Patient 1⁴

4 12. Respondent provided medical records for Patient 1 from December 21, 2010, to
5 October 22, 2018, to the Board for review. Patient 1 was 2 years old when first diagnosed with
6 autism after a specialty referral for further evaluation. On or about July 31, 2012, two days after
7 being evaluated for the diagnosis of autism, Patient 1 received a Td⁵ vaccine, which was
8 administered at Respondent's clinic. Patient 1 then received a second Td vaccine which was
9 administered on November 27, 2012, at Respondent's clinic. Respondent's progress notes for
10 Patient 1 include the vaccine sticker containing the vaccine lot and date information. The vaccine
11 sticker specifically states that the Td vaccine is for patients seven years or older.

12 13. Patient 1 was 5 years old on March 3, 2016, when Respondent drafted and signed the
13 following vaccine exemption for Patient 1.

14 He is permanently exempt
15 from K-12 shots due to autism.
16 This includes DPT⁶/IPV⁷/MMR⁸/Pox⁹/
17 Hep B¹⁰.

18 THX

19 14. Respondent failed to document a progress note for March 3, 2016. There is no
20 documentation that Respondent provided informed consent regarding this permanent exemption
21 to Patient 1's parents or legal guardians. Respondent did not identify a recognized vaccine
22 contraindication or precaution, as defined by the Centers for Disease Control and Prevention
23 and/or the American Academy of Pediatrics, in granting the permanent exemption. Autism is not
24

25 ⁴ Numbers are used to identify patients in order to protect patient privacy. All witnesses
will be fully identified in the discovery process.

26 ⁵ Td (DECAVAC) vaccine refers to the tetanus-only vaccine.

27 ⁶ DPT refers to the DPT vaccine for diphtheria, pertussis, and tetanus.

28 ⁷ IPV refers to the Polio vaccine.

⁸ MMR refers to the MMR vaccine for measles, mumps, and rubella.

⁹ Pox refers to the Varicella vaccine, commonly known as chicken pox.

¹⁰ Hep B refers to the Hepatitis B vaccine.

1 a recognized contraindication. Respondent issued a medical exemption for Patient 1 that was
2 global, i.e. applying to all vaccines, and permanent in duration without any limitations.

3 15. On or about October 19, 2021, Respondent was interviewed by the Board regarding
4 the March 3, 2016, vaccine exemption. Respondent stated that he believed that autism posed a
5 contradiction to vaccines at the time that he provided the exemption to Patient 1.

6 **FIRST CAUSE FOR DISCIPLINE**

7 **(Gross Negligence)**

8 16. Respondent's license is subject to disciplinary action under section 2234, subdivision
9 (b), of the Code in that Respondent committed gross negligence during the care and treatment of
10 Patient 1. The circumstances are set forth in paragraphs 10 through 16, and those paragraphs are
11 incorporated by reference as if fully set forth herein.

12 17. Respondent committed gross negligence in the following distinct and separate ways:

- 13 a. By providing an unrecognized and unsupported contraindication and/or
14 precaution as a reason to exempt Patient 1 from routine immunization, to wit: autism;
15 b. By providing Patient 1 with a blanket exemption to all vaccines;
16 c. By providing Patient 1 with a permanent exemption to all vaccines; and,
17 d. By providing Patient 1 with an age inappropriate vaccine, to wit: the Td
18 vaccine to a child younger than seven years old.

19 **SECOND CAUSE FOR DISCIPLINE**

20 **(Repeated Negligent Acts)**

21 18. Respondent's license is subject to disciplinary action under section 2234, subdivision
22 (c), of the Code in that Respondent committed repeated negligent acts during the care and
23 treatment of Patient 1. The circumstances are set forth in paragraphs 10 through 18, and those
24 paragraphs are incorporated by reference as if fully set forth herein.

25 19. Respondent committed repeated negligent acts in the following distinct and separate
26 ways:

- 27 a. By providing an unrecognized and unsupported contraindication or
28 precaution as a reason to exempt Patient 1 from routine immunization, to wit: autism;

- 1 b. By providing Patient 1 with a blanket exemption to all vaccines;
2 c. By providing Patient 1 with a permanent exemption to all vaccines;
3 d. By providing Patient 1 with an inappropriate vaccine, to wit: the Td
4 vaccine to a child younger than seven years old on or about July 31, 2012; and,
5 e. By providing Patient 1 with an inappropriate vaccine, to wit: the Td
6 vaccine to a child younger than seven years old on or about November 27, 2012.

7 **THIRD CAUSE FOR DISCIPLINE**

8 **(Failure to Maintain Adequate and Accurate Medical Records)**

9 20. Respondent's license is subject to disciplinary action under section 2266 of the Code
10 in that Respondent failed to maintain adequate and accurate medical records related to vaccine
11 exemptions during his care and treatment of Patient 1.

12 21. The circumstances are set forth in paragraphs 10 through 20, and those paragraphs are
13 incorporated by reference as if fully set forth herein.

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1 PRAYER

2 WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged,
3 and that following the hearing, the Medical Board of California issue a decision:

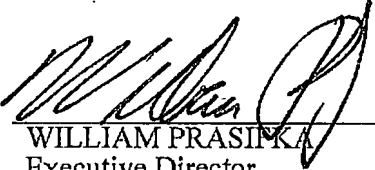
4 1. Revoking or suspending Physician's and Surgeon's Certificate Number G 45700,
5 issued to Respondent Kevin Eugene Grant, M.D.;

6 2. Revoking, suspending or denying approval of Respondent Kevin Eugene Grant,
7 M.D.'s authority to supervise physician assistants and advanced practice nurses;

8 3. Ordering Respondent Kevin Eugene Grant, M.D., to pay the Board the costs of the
9 investigation and enforcement of this case¹¹, and if placed on probation, the costs of probation
10 monitoring; and

11 4. Taking such other and further action as deemed necessary and proper.

12
13 DATED: JAN 24 2022

14 
15 WILLIAM PRASIFKA
16 Executive Director
17 Medical Board of California
18 Department of Consumer Affairs
19 State of California
20 Complainant

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¹¹ Costs of investigation and enforcement incurred after January 1, 2022.